

TENNESSEE REGULATORY AUTHORITY

REC'D TN

REGULATORY AUTH.

Melvin Malone, Chairman
Lynn Greer, Director
Sara Kyle, Director



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OFFICE OF THE

EXECUTIVE SECRETARY

June 25, 1999

VIA FACSIMILE

Guy M. Hicks, Esq.
BellSouth Telecommunications, Inc.
333 Commerce Street
Suite 2101
Nashville, TN 37201-3300

James Lamoureux, Esq.
AT&T Communications of the
South Central States, Inc.
1200 Peachtree St., N.E.
Atlanta, GA 30309

RE: BellSouth Telecommunications, Inc.'s Tariff Filing to Offer
LATA Wide Area Plus Service (Docket No. 98-00634)

Gentlemen:

This letter will serve as my Report concerning the Pre-Hearing Conference held in this matter yesterday afternoon. As agreed by the parties, the Conference was moved up one day from Friday, June 25 to Thursday, June 24 and held immediately following the Pre-Hearing Conference in Docket No. 98-00559 for the sake of economy of time and expense of the parties. The primary purpose of the Pre-Hearing Conference was to determine whether there were any outstanding issues or procedural matters that required attention prior to the start of the Hearing scheduled to commence on June 29, 1999. The following matters were discussed during the Conference:

1. The parties are developing a stipulation which will eliminate a portion of documentary and testimony evidence. If the parties are able to agree to this stipulation, that stipulation will be filed with the Authority by 1:00 p.m. on Monday, June 28, 1999. The Stipulation may be filed by facsimile copy, with the original being presented to the Authority at the beginning of the Hearing on the following day.

2. On April 29, 1999, BellSouth Telecommunications, Inc. filed a Motion to take Judicial Notice of the administrative record in TRA Docket No. 97-01262, the proceeding to establish prices for unbundled network elements. AT&T Communications expressed no opposition to BellSouth's Motion and the Pre-Hearing Officer granted that Motion. Mr. Hicks advised the Pre-Hearing Officer that BellSouth would not need the actual docket file from that proceeding during the Hearing but, instead would provide its own copies of documentation from that record and would most likely refer to that record in testimony during the Hearing.

3. On June 18, 1999, the Pre-Hearing Officer issued an Order compelling discovery from AT&T based on the Motion to Compel filed by BellSouth. That Order contained a provision whereby the parties could request a reconsideration of the Order at

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the Pre-Hearing Conference. The Pre-Hearing Officer inquired of the parties as to whether there were any questions regarding the Order. Mr. Lamoureux expressed no objections to the Order and responded that AT&T was gathering the documentation to produce to BellSouth. The parties acknowledged that they were working out a plan for the production of such documentation in advance of the Hearing.

As to witness testimony during the Hearing, Mr. Hicks advised that BellSouth would call two witnesses: Tom Best and Jerry Hendrix. Mr. Lamoureux stated that AT&T would call only one witness, Jeff King. Both parties confirmed that the Hearing would be completed within one day. Further, both parties confirmed that there were no other matters that required attention prior to the commencement of the Hearing. Mr. Lamoureux requested permission to make a five minute opening statement at the beginning of the Hearing. Without any objection from BellSouth, the Pre-Hearing Officer granted Mr. Lamoureux's request.

Mr. Hicks was asked during the Pre-Hearing Conference whether BellSouth would agree to suspending the effective date of this tariff until the conclusion of the case. Mr. Hicks reported that BellSouth would not agree to an additional suspension. In light of the fact that the current suspension of this tariff expires on July 12, 1999, before the next regularly scheduled Authority Conference, the Pre-Hearing Officer **recommends** that the Directors consider the matter of a re-suspension of the tariff during the Hearing on **June 29, 1999**.

Respectfully submitted,



J. Richard Collier
Pre-Hearing Officer

cc: Docket File No. 98-00634
K. David Waddell, Executive Secretary